

Law Office of Charles E. Krueger
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Walnut Creek, CA 94596
Voice: (925) 944-3320
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Email: ckrueger@sbcglobal.net

**LAW OFFICE OF
CHARLES E.
KRUEGER**

Fax

To: Latrice Bond, Office of Petitions

From: Charlie Krueger

Fax: 703 308 6916

Pages: 11 including cover sheet.

Phone: 703 308 6911

Date: 4/22/2003

Re: A/N 09/481,984

CC:

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

● **Comments:** Please deliver to Latrice. Please give me a call if you need anything else. Thank you for all your help.

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APR 22 2003

PETITIONS OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
 United States Patent and Trademark Office
 Washington, D.C. 20231
www.uspto.gov

Paper No. 11

Charles E. Krueger
 Law Offices of Charles E. Krueger
 POB 5607
 Walnut Creek, CA 94596

COPY MAILED

APR 03 2003

OFFICE OF PETITIONS

In re Application of
 Michael D. Doyle
 Application No. 09/481,984
 Filed: January 11, 2000
 Attorney Docket No. 19850-2US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed January 21, 2003, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner in reply to the non-final Office action mailed July 24, 2002, which set a shortened statutory period for reply of three months. Extensions of time under the provisions of 37 CFR 1.136 were obtained on January 24, 2003. Accordingly, the above-identified application became abandoned on January 25, 2003.

The two-month period for filing an appeal brief in triplicate (accompanied by the fee required by 37 CFR 1.17(c)), runs from the date of this decision.

Telephone inquiries concerning this decision should be directed to Latrice Bond at (703) 308-6911.

The application file is being forwarded to Technology Center AU 2154 for further processing.

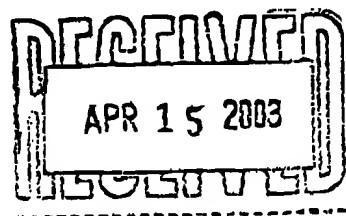
Latrice Bond

Latrice Bond
 Paralegal Specialist
 Office of Petitions
 Office of the Deputy Commissioner
 for Patent Examination Policy

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PETITIONS OFFICE



TO THE U.S. PATENT & TRADEMARK OFFICE:

Please stamp the date of receipt of the following documents and return this card to us:

- Transmittal Form SB/21
- Fee Transmittal FY2002
- Credit Card Form 2038
- Copy NOTICE TO FILE MISSING PARTS
- Power of Attorney SB/81 or SB/82
- Statement (of assignee/patent owner) SB/96
- Declaration (of inventor)
- Application Data Sheet
- Recordation Cover Sheet (for Assignment)
- Assignment of Patent Application
- Information Disclosure Statement

DATE MAILED: 1/16/03**FAX RECEIVED****APR 22 2003****PETITIONS OFFICE****TO THE U.S. PATENT & TRADEMARK OFFICE:**

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CET: 001-3

- Transmittal Form SB/21
- Fee Transmittal FY2002
- Credit Card Form 2038
- Copy NOTICE TO FILE MISSING PARTS
- Power of Attorney SB/81 or SB/82
- Statement (of assignee/patent owner) SB/96
- Declaration (of inventor)
- Application Data Sheet
- Recordation Cover Sheet (for Assignment)
- Assignment of Patent Application
- Information Disclosure Statement
- Formal Drawings

DATE MAILED: 1/16/03

- Other: 1) Notice of Appeal PTO/SB/31
2) Petition for Revival... PTO/SB/64

A/N: 09/481,984 FILING DATE: 01/11/2000 DOCKET: 001-309/481,984

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PETITIONS OFFICE

LAW OFFICER OF CHARLES E. KRUEGER
P.O. BOX 5607
WALNUT CREEK, CALIFORNIA 94596

TO:

BOX DAC
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/481,984
Filing Date	01/11/2000
First Named Inventor	MICHAEL D. DOYLE
Group Art Unit	2154
Examiner Name	EL HADY
Total Number of Pages in This Submission	6
Attorney Docket Number	001-3

ENCLOSURES (check all that apply)

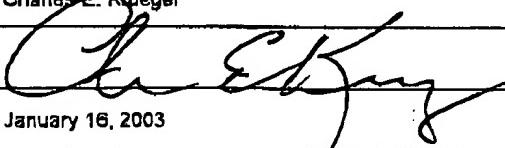
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1) Petition for Revival of an Application Abandoned Unintentionally Under 37 CFR 1.137(b)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	2) Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
	Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 502267.

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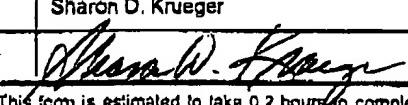
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Charles E. Krueger	Reg No. 30,077
Signature		
Date	January 16, 2003	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

January 16, 2003

Typed or printed name	Sharon D. Krueger
Signature	
Date	January 16, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

SF 1244040 v1

PTO/SB/17 (01-03)
Approved for use through 04/30/2003. OMB 0651-G032
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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 810)

Complete If Known

Application Number	09/481,984
Filing Date	01/11/2000
First Named Inventor	MICHAEL D. DOYLE
Examiner Name	EL HADY
Art Unit	2154
Attorney Docket No.	001-3

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METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

502267

LAW OFFICE OF CHARLES E.

KRUEGER

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) during the pendency of this application

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 280	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)		0	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims below	Fee from	Fee Paid
Independent	-20** =	x	=
Claims	- 3** =	x	=
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	" Reissue independent claims over original patent
1205 18	2205 9	" Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		0

***or number previously paid, if greater. For Reissues, see above*

FEE CALCULATION (continued) APR 22 2003

PETITIONS OFFICE

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 820*	1804 820*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	160
1402 320	2402 180	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	650
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

810

(Complete if applicable)

Name (Print/Type)	Charles E. Krueger	Registration No. (Attorney/Agent)	30,077	Telephone	925-944-3320
Signature	January 16, 2003				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO-2038 (02-2000)

Approved for use through 01/31/2003. OMB 0651-0043

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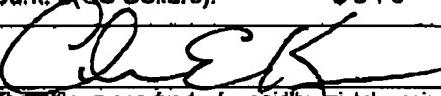
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APR 22 2003

PETITIONS OFFICE

Credit Card Information

Credit Card Type:	Visa *** MasterCard **	American Express	Discover
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Credit Card Expiration Date:	09/05		
Name as it Appears on Credit Card:	Charles E. Krueger		
Payment Amount: \$ (US Dollars):	\$ 810		

Signature:  **Date:** January 16, 2003

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State: CA Zip/Postal Code: 94596

Country: USA

Daytime Phone #: (925) 944-3320 Fax #: (925) 944-3363

Request and Payment Information**Description of Request and Payment Information:**

- 1) FEE FOR NOTICE OF APPEAL, SMALL ENTITY...\$160
- 2) FEE FOR PETITION FOR REVIVAL, SMALL ENTITY...\$650

Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No. 09/481,984	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No. 001-3		Identify or Describe Mark	

If the cardholder includes a credit card number on any form or document other than the Credit Card Payment Form, the United States Patent & Trademark Office will not be liable in the event that the credit card number becomes public knowledge.

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APR 22 2003

PTO/SB/64 (10-01)

Applicable through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

#17

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) 001-3
--	--	-----------------------------------

First named inventor: **MICHAEL D. DOYLE**Application No.: **09/481,984**Art Unit: **2154**Filed: **01/11/2000**Examiner: **EL HADY, NABIL M.**Title: **METHOD AND SYSTEM FOR HYPERMEDIA BROWSER API SIMULATION TO ENABLE USE OF BROWSER PLUG-INS AND APPLETS AS EMBEDDED WIDGETS IN SCRIPT-LANGUAGE-BASED INTERACTIVE PROGRAMS**Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity-fee \$650 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of **NOTICE OF APPEAL** (identify type of reply):

has been filed previously on _____
 is enclosed herewith.

B. The issue fee of \$ _____.
 has been paid previously on _____.
 is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/64 (10-01)

Approved for use 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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3. Terminal disclaimer with disclaimer fee

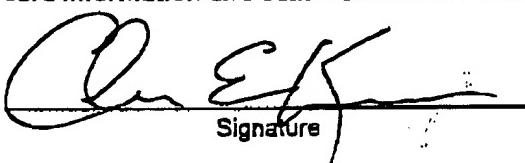
- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

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January 16, 2003

Date



Signature

Telephone
Number: (925) 944-3320

Charles E. Krueger

Typed or printed name

Law Office of Charles E. Krueger

Address

POB 5607
Walnut Creek, CA 94596

Enclosures: Fee Payment

- Reply
- Terminal Disclaimer Form
- Additional sheets containing statements establishing unintentional delay
- Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

January 16, 2003

Date



Signature

Sharon D. Krueger

Type or printed name of person signing certificate

PTO/SB/31 (02-01)

Approved for use through 10/31/2002, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES****Docket Number (Optional)
001-3**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on January 16, 2003.

Signature Charles E. Krueger
Typed or printed name Sharon D. Krueger

**In re Application of
MICHAEL D. DOYLE****Application Number
09/481,984 Filed
01/11/2000****For METHOD AND SYSTEM FOR HYPERMEDIA
BROWSER API SIMULATION TO ENABLE USE...****Group Art Unit
2154 Examiner
EL HADY, NABIL M.**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 320

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 160.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 502267. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b)
is enclosed. (Form PTO/SB/96)
- attorney or agent of record.
- attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____.

Charles E. Krueger

Typed or printed name

January 16, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/31 (02-01)

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES****Docket Number (Optional)
001-3**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on January 16, 2003.

Signature Typed or printed name Sharon D. KruegerIn re Application of
MICHAEL D. DOYLEApplication Number
09/481,984Filed
01/11/2000For METHOD AND SYSTEM FOR HYPERMEDIA
BROWSER API SIMULATION TO ENABLE USE...Group Art Unit
2154Examiner
EL HADY, NABIL M.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

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\$ 320

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- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 502267. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- attorney or agent of record.
- attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a), _____



Signature

Charles E. Krueger

Typed or printed name

January 16, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

- *Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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TOTAL P.11

PETITIONS OFFICE